IN THE HIGH COURT OF JUDICATURE AT PATNA
M.J.C. No.2585 of 2006
PREM SAH Vrs. THE STATE OF BIHAR & ORS
****

/4/ **30.07.2008** Heard the counsel for the petitioner and the counsel appearing for the State representing the opposite parties contemnors.

2. This contempt petition has been filed by the petitioner for non-compliance of order passed in C.W.J.C. No. 16093 of 2004, dated 27.07.2006. Direction of this Court was to consider the representation of the petitioner for grant of junior, senior and super time scales, in case, it is found that these reliefs are admissible to the petitioner, all benefit should be allowed within three months. Petitioner's case is that since within three months of order it was not complied, he filed contempt petition on 08.11.2006.

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3. From the show cause filed on behalf of the opposite party contemnors, we find that in compliance of the direction of this Court admissible relief was allowed to the petitioner by order, contained in letter no. 150, dated 18.10.2006, i.e., prior to the filing of the contempt petition. No case of contempt is made out. However, the petitioner if not satisfied with the orders, a fresh cause of action has

arisen to the petitioner on account of the order, contained in letter no. 150, dated 18.10.2006.

4. No case of contempt is made out. This contempt petition is dismissed.

5. Petitioner has liberty to challenge the order, contained in letter no. 150, dated 18.10.2006, if so advised.

(Mridula Mishra, J.)

(Shailesh Kumar Sinha, J.)

Cp:2/S.A.

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